

**MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, JANUARY 11, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.**

Commissioners Present: Larry Hudkins, Chair
Deb Schorr, Vice Chair
Ray Stevens
Bob Workman

Commissioners Absent: Bernie Heier

Others Present: Kerry Eagan, Chief Administrative Officer
Bruce Medcalf, County Clerk
Kristy Mundt, Deputy County Attorney
Trish Owen, Chief Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Commissioners meeting was called to order at 1:30 p.m..

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, January 4, 2005.

MOTION: Workman moved and Schorr seconded approval of the minutes of the Board of Commissioners meeting dated January 4, 2005. Schorr, Workman and Hudkins voted aye. Stevens abstained from voting. Motion carried.

- 2) **PUBLIC COMMENT:**

Gordon Chapelle, 4800 West Old Cheney Road, appeared and presented the County Board with a framed copy of a document, dated June 26, 1878, creating the Lancaster County Agricultural Society.

- 3) **CLAIMS:** Approval of all claims processed through Tuesday, January 11, 2005.

MOTION: Workman moved and Stevens seconded approval of all claims processed through January 11, 2005. Workman, Stevens, Schorr and Hudkins voted aye. Motion carried.

4) **PUBLIC HEARINGS:**

- A. County Final Plat 04111, Finigan 2nd Addition, requested by Lyle Loth of ESP on behalf of Pearle F. Finigan, consisting of four lots and two outlots, on property generally located at North 84th Street and Waverly Road in Lancaster County, Nebraska. (See New Business Items 6A and 6B for correlating documentation.)

The Chair opened the public hearing and asked if anyone wished to testify in favor of the proposal.

The Clerk administered the oath to Lyle Loth, appearing on behalf of the applicant.

In response to a question asked by Stevens regarding access, Loth stated entrance to the lots would be off of Estes Avenue.

Hudkins asked if there would be a turnaround for emergency vehicles at the end of the service road.

Loth stated yes and that it is in place.

The Chair asked if anyone else wished to testify.

No one appeared and the hearing was closed.

5) **OLD BUSINESS:**

- A. A contract with The Ambassador d/b/a Spectrum Rehab for physical, occupational and speech therapy services for Lancaster Manor. The term of the contract is three years with one, three year renewal option with mutual consent. All services provided will be billed by the provider direct to residents' Medicare, Medicaid and/or personal insurance company. No County funds will be paid for services rendered. (C-05-0008)

MOTION: Stevens moved and Schorr seconded approval of a contract with The Ambassador d/b/a Spectrum Rehab for physical, occupational and speech therapy services for Lancaster Manor. Stevens, Workman, Schorr and Hudkins voted aye. Motion carried.

6) **NEW BUSINESS:**

- A. A resolution in the matter of County Final Plat 04111, Finigan 2nd Addition, requested by Lyle Loth of ESP on behalf of Pearle F. Finigan, consisting of four lots and two outlots on property generally located at North 84th Street and Waverly Road in Lancaster County, Nebraska. (R-05-0004)
- B. A subdivision agreement with Pearle F. Finigan for County Final Plat 04111, Finigan 2nd Addition, on property generally located at North 84th Street and Waverly Road in Lancaster County, Nebraska. (C-05-0020)

New Business Items 6A and 6B were heard together.

MOTION: Workman moved and Stevens seconded approval of Resolution 05-0004 in the matter of County Final Plat 04111, Finigan 2nd Addition, and approval of a subdivision agreement with Pearle F. Finigan for County Final Plat 04111, Finigan 2nd Addition. Workman, Stevens, Schorr and Hudkins voted aye. Motion carried.

- C. A grant contract with Lincoln Literacy Council for mentoring and language/employment skills for the Refugee Women's Group participants, in the amount of \$23,000. Term of the grant contract is October 1, 2004 to September 30, 2005. (C-05-0021)

MOTION: Schorr moved and Workman seconded approval of a grant contract with Lincoln Literacy Council for mentoring and language/employment skills for the Refugee Women's Group participants, in the amount of \$23,000. Schorr, Workman, Stevens and Hudkins voted aye. Motion carried.

- D. An agreement with Tabitha, Inc. d/b/a Hospice to provide hospice home care services to residents of Lancaster Manor who are terminally ill with a medical prognosis of six months or less. Term of the agreement is March 1, 2005 through February 28, 2006 and includes a 60 day termination clause. Hospice will bear full financial responsibility for all hospice care furnished. (C-05-0022)

6) **NEW BUSINESS CONTINUED:**

MOTION: Workman moved and Schorr seconded approval of an agreement with Tabitha, Inc. d/b/a Hospice to provide hospice home care services to residents of Lancaster Manor who are terminally ill with a medical prognosis of six months or less. Stevens, Workman, Schorr and Hudkins voted aye. Motion carried.

E. An agreement with Cole Layer Trumble Company for support and maintenance of the OASIS software used by the County Assessor/Register of Deeds' Office. Term of the agreement is January 1, 2005 to December 31, 2005. The County will pay \$51,975 for the services. (C-05-0024)

MOTION: Stevens moved and Workman seconded approval of an agreement with Cole Layer Trumble Company for support and maintenance of the OASIS software used by the County Assessor/Register of Deeds' Office. Stevens, Schorr, Workman and Hudkins voted aye. Motion carried.

F. Amendment No. 1 to the statement of services and consulting services agreement with PeopleSoft, executed by the County on August 10, 2004, under County Contract C-04-0387, for the implementation of PeopleSoft as the financial system for Lancaster County. Amendment No. 1 sets forth an additional consultation resource, senior consultant, for the period January 3, 2005 through January 28, 2005, at an hourly rate of \$180. (C-05-0023)

MOTION: Stevens moved and Workman seconded approval of Amendment No. 1 to the statement of services and consulting services agreement with PeopleSoft, under County Contract C-04-0387, for the implementation of PeopleSoft as the financial system for Lancaster County. Workman, Schorr, Stevens and Hudkins voted aye. Motion carried.

G. A request for a refund from Lon E. Barkdoll, on behalf of National Crane, for 2004 real estate taxes.

The Clerk noted that the request would be for a credit instead of a refund.

6) **NEW BUSINESS CONTINUED:**

Norm Agena, County Assessor/Register of Deeds, gave a brief explanation regarding the credit.

MOTION: Stevens moved and Workman seconded to accept the recommendation of the County Assessor/Register of Deeds to approve a tax credit for National Crane for 2004. Stevens, Workman, Schorr and Hudkins voted aye. Motion carried.

- 7) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Receive and Place on File:

1. County Clerk's Monthly report for December, 2004.
2. Lancaster Manor's Monthly Report.

- B. Setting of a public hearing for Tuesday, February 1, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding an application for Corporate Manager for Benjamin M. Lynch in connection with a Class B (Beer Off Sale Only) and a Class M (Bottle Club) liquor license for Lee Ann, Inc. d/b/a Merle's Food & Drink, located at 8250 West "O" Street, Lincoln, Lancaster County, Nebraska.**

- C. Setting of a public hearing for Tuesday, February 8, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding an application for an amusement license from David Samani to hold an off-road vehicle (motocross) demonstration at 8800 Kolbrook Road in connection with the National Kawasaki Plant Regional Distributor Convention. The event will begin on Sunday, June 12, 2005 and run through Thursday, June 16, 2005. Hours of operation will be 9 a.m. to 6 p.m. each day.**

7) **CONSENT ITEMS CONTINUED:**

D. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following:

- ▶ Brett Quinn and Jennifer Hansen Quinn, in the amount of \$340, at 3200 West Denton Road; Project STPE-3305(9). (C-05-0014)
- ▶ Carleen and Keith Schaepe, in the total amount of \$11,954.50, on Old Cheney Road from South 148th to South 190th Streets; Project C55-Q-407(2). (2 contracts) (C-05-0025 and C-05-0026)
- ▶ Ira Rockenbach, in the total amount of \$133, on Old Cheney Road from South 148th Street to South 190 Streets; Project C55-A-407(2). (2 contracts) (C-05-0027 and C-05-0028)
- ▶ Robert J. Fetzer, in the total amount of \$5,929, on Old Cheney Road from South 148th to South 190th Streets; Project C55-Q-407(2). (2 contracts) (C-05-0029 and C-05-0030)
- ▶ Dennis K. and Rosanne McClarnon, in the total amount of \$4,859.77, on Old Cheney Road from South 148th to South 190th Streets; Project C55-Q-407(2). (3 contracts) (C-05-0031 through C-05-0033)
- ▶ Richard J. and Patricia S. Tonar, in the amount of \$141.40, on Northwest 112th Street and West Rock Creek Road. (C-05-0034)

MOTION: Schorr moved and Workman seconded approval of the Consent Items.

Stevens referred to Consent Items 7C (application for amusement license) indicating he would not be present at the hearing and inquired whether the hearing could be scheduled for another date.

Discussion followed regarding the rescheduling of Item 7C.

FRIENDLY AMENDMENT: Stevens offered a friendly amendment that Item 7C be withdrawn from the consent agenda.

Both the maker of the motion and the seconder concurred to withdraw Consent Item 7C.

ROLL CALL: Schorr, Stevens, Workman and Hudkins voted aye. Motion carried.

ROLL CALL ON ORIGINAL MOTION: Stevens, Schorr, Workman and Hudkins voted aye. Motion carried.

8) **ADJOURNMENT:**

MOTION: Schorr moved and Stevens seconded adjournment of the Board of Commissioners meeting at 1:55 p.m.. Schorr, Stevens, Workman and Hudkins voted aye. Motion carried.

Bruce Medcalf
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, JANUARY 11, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

Commissioners Present: Larry Hudkins, Chair
Deb Schorr, Vice Chair
Ray Stevens
Bob Workman

Commissioners Absent: Bernie Heier

Others Present: Norm Agena, County Assessor/Register of Deeds
Kerry Eagan, Chief Administrative Officer
Bruce Medcalf, County Clerk
Kristy Mundt, Deputy County Attorney
Trish Owen, Chief Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Equalization meeting was called to order at 1:55 p.m..

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, January 4, 2005.

MOTION: Schorr moved and Workman seconded approval of the minutes of the Board of Equalization meeting dated January 4, 2005. Schorr, Workman and Hudkins voted aye. Stevens abstained from voting. Motion carried.

- 2) **PUBLIC COMMENT:**

There was no public comment and the meeting proceeded as planned.

3) **ADDITIONS AND DEDUCTIONS:**

Approval of 244 additions and deductions to the tax assessment rolls per Exhibit A.

MOTION: Stevens moved and Schorr seconded approval of the additions and deductions to the tax assessment rolls. Workman, Stevens, Schorr and Hudkins voted aye. Motion carried.

4) **MOTOR VEHICLE TAX EXEMPTIONS:**

**Adoration Convent
YWCA of Lincoln**

MOTION: Schorr moved and Workman seconded approval of the motor vehicle tax exemptions. Workman, Stevens, Schorr and Hudkins voted aye. Motion carried.

5) **ADJOURNMENT:**

MOTION: Schorr moved and Stevens seconded adjournment of the Board of Equalization meeting at 1:57 p.m.. Stevens, Workman, Schorr and Hudkins voted aye. Motion carried.

Bruce Medcalf
County Clerk